K

File No. O. Waters.

1947.

Legal DEPARTMENT

A BRANCH

Subject:— P & F

MBell 1/15

Opinions ~~under~~ in connection with the collection, retention and distribution of water.

File No. O. Water 47

Std. Sectt. Slip 24 B e.

527-A

C O N T E N T S.

Legal Department File No. C. Waters /47

Serial No.	Compilation No.	Subject	Pages
		Collection, Retention and Distribution of Water	
1	C.No. 14367 24-12-47	Whether constitutional changes will effect the constitution of the proposed committee to determine what detailed investigations were necessary to arrive at an equitable settlement regarding proposed work on the Krishna river at Sangli	1-3

Officer of the P.L.D.

Construction of weir and water rights.

Government of India Act, 1935.

At the conference held on 21-1-1946, to discuss the proposed weir on the Krishna River at Sangli, it was decided that the Sangli Darbar should approach the Bombay Government and other States of the Deccan having riparian interests in the River and that they should be informed about the Scheme and invited to co-operate. It will be noticed from the note of the Joint Secretary, Reconstruction Department that the object of the proposed committee was to determine what detailed investigations were necessary to arrive at an equitable settlement. As pointed out by him, no final decision could be arrived at until factual data had been collected. It is thus clear that the Committee was proposed to be appointed not for settlement of any dispute but for joint collection of factual data. Consequently, the constitutional changes would not in the least affect the constitution of the proposed committee.

The provisions for the settlement of such dispute between an Acceding State and the Dominion are contained in sections 130 to 133 of the Government of India Act, 1935. It is not known whether as provided by section 134, the Sangli State has declared in the Instrument of Accession to be bound by the provisions of sections 130 to 133 of the Government of India Act. If the Sangli Darbar has not agreed to be so bound, the dispute will have to be settled by arbitration.

Id./ P.M.L. 23/12.

C.C. Remembrancer of Legal Affairs

U.O. to A.G.P.D. No. 13367 dated the 24th December 1947.